

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA
GREENVILLE DIVISION

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Gary L. Wise aka Gary Legrande Wise,

Plaintiff,

v.

The State of South Carolina, et. al.,

Defendants.

Case No. 6:10-cv-1543-RMG

ORDER

This matter is before the court upon the magistrate judge's recommendation that Complaint be dismissed without prejudice as to all "false imprisonment" claims directed at defendants State of South Carolina, Florence County Detention Center, Judge Thomas Russo, and Jim Bogle and that to the extent plaintiff's complaint could be construed to request a temporary injunction that the request be denied. The record includes the report and recommendation of the United States Magistrate Judge made in accordance with 28 U.S.C. § 636(b)(1)(B). Because petitioner is *pro se*, this matter was referred to the magistrate judge.¹

This Court is charged with conducting a *de novo* review of any portion of the magistrate judge's report to which a specific objection is registered, and may accept, reject, or modify in whole or in part, the recommendations contained in that report. 28 U.S.C. § 636(b)(1). No objections have been filed to the magistrate's report.


Absent a timely objection from a dissatisfied party, a district court is not required to review, under a *de novo* or any other standard, a Magistrate Judge's factual or legal conclusions. *Thomas*

¹ Pursuant to the provisions of Title 28 United States Code, § 636(b)(1)(B), and Local Rule 73.02 (B)(2), D.S.C., the magistrate judge is authorized to review all pretrial matters and submit findings and recommendations to the Court.

v. *Am*, 474 U.S. 140, 150 (1985); *Wells v. Shriner's Hosp.*, 109 F.3d 198, 201 (4th Cir. 1997). Here, because the Petitioner did not file any specific, written objections, the Court need not conduct a *de novo* review of any portion of the report and recommendation. Accordingly, the Court hereby adopts the Magistrate Judge's R&R (Dkt. No. 15) as the Order of this Court, and it is

ORDERED that Complaint be **DISMISSED** without prejudice as to all "false imprisonment" claims directed at defendants State of South Carolina, Florence County Detention Center, Judge Thomas Russo, and Jim Bogle and that to the extent plaintiff's complaint could be construed to request a temporary injunction that the request be **DENIED**.

AND IT IS SO ORDERED.



Richard Mark Gergel
United States District Judge

September 8, 2010
Charleston, South Carolina